IN THE HIGH COURT OF JUDICATURE
AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.2625 OF 2007
IN
SUIT NO. 1780 OF 2007

Mr. Sunil Pirappa Guttedar ...Plaintiff
Vs.
M/s. Truly Creative Developers & Ors. ...Defendants

Mr. Jutendra G. Damani for Plaintiff
Mr. Umesh Purohit i/b. G.N. Salunke for Defendant No.1

CORAM: SMT. ROSHAN DALVI, J.
DATED: 19TH OCTOBER, 2007

P.C.

1. The Plaintiff has not shown service effected upon Defendants 2 and 3. Only Defendant No.1 is represented. Defendant No.1 was served in August, 2006 along with the Writ of Summons. It is the Plaintiff's case that the Defendant No.1 may induct the Defendants 2 and 3 in the suit premises. Since no affidavit in reply is filed by the Defendant No.1, relief in terms of prayer clause (c) and (d) deserves to be granted against the Defendant No.1.

2. Since the Plaintiff has not shown service upon Defendants 2 and 3 at present no reliefs are granted against

Defendants 2 and 3. The Plaintiff to show the service upon the Defendants 2 and 3.

Notice of Motion is adjourned to 21st November, 2007.

(SMT. ROSHAN DALVI, J.)